



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/797,634	03/10/2004	Jeffrey Eastman	D-1221 R6	6500
28995	7590	04/25/2006	EXAMINER	
RALPH E. JOCKE walker & jocke LPA 231 SOUTH BROADWAY MEDINA, OH 44256			FREGH, KARL D	
			ART UNIT	PAPER NUMBER
			2876	

DATE MAILED: 04/25/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Notice of Non-Compliant Amendment (37 CFR 1.121)	Application No. <u>10/797634</u>	Applicant(s)	
	Examiner <u>Frech, K</u>	Art Unit <u>2876</u>	

— The MAILING DATE of this communication appears on the cover sheet with the correspondence address —

The amendment document filed on 4-14-06 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

☐ 1. Amendments to the specification:

- ☐ A. Amended paragraph(s) do not include markings.
☐ B. New paragraph(s) should not be underlined.
☐ C. Other _____

☐ 2. Abstract:

- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
☐ B. Other _____

☐ 3. Amendments to the drawings:

- ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
☐ C. Other _____

☒ 4. Amendments to the claims:

- ☐ A. A complete listing of all of the claims is not present.
☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims).
☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
☒ E. Other: Claim 24 does not show marked-up changes.

☐ 5. The amendment is unsigned or not signed in accordance with 37 CFR 1.4.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officefiver.pdf>.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

- Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted within the time period set forth in the final Office action.
- Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121 or 1.4, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action.

Extensions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

Failure to timely respond to this notice will result in:

- Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or
 Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

April M. Wise
 Legal Instruments Examiner (LIE)

571 272 1642
 Telephone No.

RECEIVED
CENTRAL FAX CENTER

MAY 01 2006

Walker
&
Jocke

a legal professional association

Ralph E. Jocke
Patent
&
Trademark Law

FACSIMILE TRANSMISSION COVER SHEET

TRANSMITTING: 15 PAGES (INCLUDING THIS PAGE)

NAME: **Mail Stop Amendment**
Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450
ATTN: Primary Examiner **Karl D. Frech**, Art Unit 2876

FAX NUMBER: (571) 273-8300

DATE: May 1, 2006

SENDER: Ralph E. Jocke, Esq.

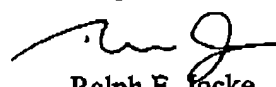
FAX OF SENDER (330) 722-6446

In Re Application of:	Jeffrey Eastman, et al.	Art Unit 2876
Serial No.:	10/797,634	Primary Examiner
Confirm. No.:	6500	Karl D. Frech
Filed:	March 10, 2004	Docket: D-1221 R6
For:	Cash Dispensing Automated Banking Machine With Deposit Holding Container	

Sir:

Please find enclosed Applicant's Response to the "Notice of Non-Compliant Amendment" dated April 25, 2006, a revised "amendments to the claims" section for the Response submitted April 14, 2006, and a copy of the Notice.

Respectfully,



Ralph E. Jocke Reg. No. 31,029

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this document and the documents indicated as enclosed herewith are being sent by facsimile transmission to the U.S. Patent and Trademark Office this 1st day of May, 2006.


Ralph E. Jocke330 • 721 • 0000
MEDINA330 • 225 • 1669
CLEVELAND330 • 722 • 6446
FACSIMILErej@walkerandjocke.com
E-MAIL

231 South Broadway, Medina, Ohio U.S.A. 44256-2601